UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MISSOURI NORTHERN DIVISION

| NORMAN WATERS, |) | | | | | |
|-----------------------|---|-----|------|------|------|-----|
| |) | | | | | |
| Plaintiff, |) | | | | | |
| |) | 3.7 | 0.05 | OT 7 | 0000 | DDM |
| V. |) | No. | 2:05 | ĊΛ | 0039 | DDN |
| |) | | | | | |
| TRANSPLACE TEXAS, LP, |) | | | | | |
| D/B/A TRANSPLACE, |) | | | | | |
| |) | | | | | |
| Defendant |) | | | | | |

ORDER TRANSFERRING ACTION TO WESTERN DISTRICT OF ARKANSAS

For the reasons set forth in the Memorandum filed herewith,

IT IS HEREBY ORDERED that the motion (Doc. 5) of defendant Transplace Texas, LP, to transfer this action for lack of venue pursuant to 28 U.S.C. § 1406(a) to the Western District of Arkansas is granted. The clerk shall transfer this action to that court.

IT IS FURTHER ORDERED that the motion (Doc. 5) of defendant Transplace Texas to dismiss this action for lack of personal jurisdiction is denied without prejudice.

IT IS FURTHER ORDERED that the motion (Doc. 5) of defendant Transplace Texas to dismiss this action for lack of venue is denied as moot.

DAVID D. NOCE

UNITED STATES MAGISTRATE JUDGE

Signed on November 4, 2005.